WPMS No. 546 of 2001

Hon'ble M.C. Jain, J.

Heard learned counsel for the petitioners and learned Advocate General.

The petitioners are aggrieved by the show cause notices dated 13.03.2001 (Annexure P-2 and P-3 to the writ petition) asking them to show cause why the retaining wall raised by them without sanction be not demolished. No order seems to have been passed in consequence of these show cause notices. However, the contention of the petitioners is that the boundary wall has already been demolished in consequence of the order dated 17.03.2001. There is no copy of any order having allegedly been passed on 17.03.2001. It is also the contention of the petitioners that they have preferred appeal u/s 25 (3) of U.P. Special Area Development Act, 1986 against the order dated 17.03.2001 passed by the respondent no. 2. It goes without saying that the law would take its own course and the appeal filed by the petitioner would be decided according to law.

There is no ground to invoke writ jurisdiction under Article 226 of the Constitution of India.

The writ petition is dismissed.

Dt. 04/04/2001 (M.C. Jain, J.)